

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

C. ANNE WHITE,

Plaintiff(s),

**CASE NUMBER: 06-13116
HONORABLE VICTORIA A. ROBERTS**

v.

**JP MORGAN CHASE BANK, and
HOMEAMERICAN CREDIT INC, d/b/a
UPLAND MORTGAGE, jointly and
severally,**

Defendant(s).

_____ /

**ORDER DENYING PLAINTIFF'S
EX-PARTE EMERGENCY MOTION FOR
TEMPORARY RESTRAINING ORDER**

This matter is before the Court on Plaintiff C. Anne White's Ex-Parte Emergency Motion for Temporary Restraining Order.

In deciding whether to grant a temporary restraining order, the Court must balance: "1) whether plaintiff[] ha[s] shown a strong or substantial likelihood or probability of success on the merits; 2) whether plaintiff[] ha[s] shown irreparable injury; 3) whether the issuance of a preliminary injunction would cause substantial harm to others; 4) whether the public interest would be served by issuing a preliminary injunction." *Brown v City of Detroit*, 715 F.Supp. 832, 835 (E.D. Mich. 1985). Here, Plaintiff failed to show that there is a strong or substantial likelihood that she will prevail on her claims that, in violation of the Fair Housing Act, 42 U.S.C. §3601, *et seq.*, and the Elliot-Larsen Civil Rights Act, M.C.L. §37.2202, Defendant JP Morgan Chase Bank

breached an agreement to sell real estate to her because of racial bias. Specifically, Plaintiff presents no evidence in support of her claim that she had a valid and binding agreement with Defendant or that Defendant reneged on the agreement for the racially motivated reasons claimed.

Plaintiff's request for a temporary restraining order is **DENIED**.

IT IS SO ORDERED.

s/Victoria A. Roberts

Victoria A. Roberts

United States District Judge

Dated: July 19, 2006

The undersigned certifies that a copy of this document was served on the attorneys of record by electronic means or U.S. Mail on July 19, 2006.

s/Linda Vertriest

Deputy Clerk